

BILL NO. 2016-34

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT AND OPERATION OF AN OCCASIONAL PROGRAM BY WHICH FINES FOR QUALIFYING PARKING INFRACTIONS MAY BE PAID BY MEANS OF THE DONATION OF FOOD ITEMS OR CHILDREN'S TOYS IN LIEU OF THE PAYMENT OF MONEY, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Bob Beers

Summary: Authorizes the establishment and operation of an occasional program by which fines for qualifying parking infractions may be paid by means of the donation of food items or children's toys in lieu of the payment of money.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Title 11, Chapter 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 150, reading as follows:

**11.10.150:** (A) Notwithstanding the provisions of LVMC 11.10.140 or any other provision of this Chapter, the Parking Services Division, from time to time and upon authorization by the City Council pursuant to Subsection (B), may operate a temporary program by which fines for qualifying parking infractions may be paid by means of the donation of food items or children's toys in lieu of the payment of money. In order to satisfy the amount of the fine for any particular infraction, the food or toys donated must be of equal or greater value than the amount of the corresponding fine.

(B) A temporary program described in Subsection (A) may be authorized no more than twice per calendar year and must be approved in advance, as to both time period and duration, by the City Council. The Parking Services Division may establish such procedures and requirements regarding the program as may be desirable or appropriate, including without limitation a range of dates within which parking infractions must have been issued in order to be eligible and a time period within which donations in lieu of payment must be made. The determination of whether or not a particular parking infraction qualifies under the program, and the determination of the value of donations are completely within the

1 discretion of the Parking Services Division.

2 (C) For purposes of Subsection (A), "qualifying parking infraction" means any non-  
3 moving violation OTHER THAN the following:

- 4 (1) Parking at red curb – LVMC 11.52.030(A)(1)
- 5 (2) Parking vehicle facing traffic – LVMC 11.52.040(A)
- 6 (3) Parking over 18" from curb – LVMC 11.52.040(B)
- 7 (4) Blocking alley – LVMC 11.52.050
- 8 (5) No parking areas – LVMC 11.52.130(A)(1)
- 9 (6) Parking in fire lane – LVMC 11.52.130(A)(2)
- 10 (7) Traffic hazard – LVMC 11.52.130(A)(3)
- 11 (8) No stopping, standing or parking – LVMC 11.52.130(A)(3)
- 12 (9) Parking within 15' of a fire hydrant – LVMC 11.52.130(A)(4)
- 13 (10) Blocking sidewalk – LVMC 11.52.130(A)(6)
- 14 (11) Double parking – LVMC 11.52.130(A)(10)
- 15 (12) Parking within 15' of an intersection – LVMC 11.52.130(A)(11)
- 16 (13) Parking within 20' of a crosswalk – LVMC 11.52.130(A)(12)
- 17 (14) Parking within 30' of a stop/yield sign – LVMC 11.52.130(A)(13)
- 18 (15) Parking in bike lane – LVMC 11.52.130(A)(14)
- 19 (16) Blocking traffic lane – LVMC 11.52.130(A)(15)
- 20 (17) Handicap-related parking – LVMC 11.52.135 and 11.52.136

21 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or  
22 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or  
23 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or  
24 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City  
25 of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph,  
26 sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections,

1 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

2 SECTION 3: Whenever in this ordinance any act is prohibited or is made or declared to  
3 be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required  
4 or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of  
5 such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon  
6 conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of  
7 not more than six months, or by any combination of such fine and imprisonment. Any day of any violation  
8 of this ordinance shall constitute a separate offense.

9 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,  
10 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983  
11 Edition, in conflict herewith are hereby repealed.

12 PASSED, ADOPTED and APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2016.

13 APPROVED:

14  
15 By \_\_\_\_\_  
CAROLYN G. GOODMAN, Mayor

16 ATTEST:

17 \_\_\_\_\_  
18 LUANN D. HOLMES, MMC  
City Clerk

19 APPROVED AS TO FORM:

20 Val Steed 4-19-16  
21 Val Steed, Date  
Deputy City Attorney

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_\_  
2 day of \_\_\_\_\_, 2016, and referred to a committee for recommendation, the committee  
3 being composed of the following members \_\_\_\_\_;  
4 thereafter the said committee reported favorably on said ordinance on the \_\_\_\_\_ day of  
5 \_\_\_\_\_, 2016, which was a \_\_\_\_\_ meeting of said Council; that at said  
6 \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council as first  
7 introduced and adopted by the following vote:

8 VOTING "AYE": \_\_\_\_\_

9 VOTING "NAY": \_\_\_\_\_

10 ABSENT: \_\_\_\_\_

11 APPROVED:

12  
13 By \_\_\_\_\_  
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 \_\_\_\_\_  
16 LUANN D. HOLMES, MMC  
City Clerk

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